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9 Plaintiffs' Co-Liaison Counsel
10

11 UNITED STATES DISTRICT COURT
12 SOUTHERN DISTRICT OF CALIFORNIA
13

14 IN RE: INCRETIN MIMENTICS
15 PRODUCTS LIABILITY LITIGATION
16

17 *This Document Relates to All Cases*
18

Case No. 3:13-md-02452-AJB-MDD

PLAINTIFFS' NOTICE OF
DEPOSITION PURSUANT TO
FED. R. CIV. P. 30(b)(6)

Hon. Anthony J. Battaglia

19 **PLAINTIFFS' NOTICE OF INTENTION TO TAKE THE**
20 **ORAL/VIDEOTAPED DEPOSITION PURSUANT TO**
21 **FED. R. CIV. P. 30(b)(6)**
22

23 TO: Defendant Merck Sharp & Dohme Corp., by and through its attorney of
24 record, Douglas R. Marvin, Williams & Connelly LLP, 725 Twelfth Street,
25 N.W., Washington, DC 20005-5901
26

27 PLEASE TAKE NOTICE that, pursuant to Fed. R. Civ. P. 30(b)(6), plaintiff will
28 take the following deposition(s) upon oral examination, to be recorded by
stenographic means and videotape, at the offices of Morgan Lewis, 101 Park
Avenue, New York, NY 10178-0060. Defendant Merck Sharp & Dohme is

1 requested to designate the person or persons most knowledgeable and prepared to
2 testify on behalf of Merck Sharp & Dohme Corp. concerning the subject matter
3 described on Exhibit A attached hereto. The deposition(s) will commence at 9:30
4 a.m. on January 10, 2014. If necessary, each deposition will be adjourned until
5 completed.
6

7
8 Respectfully submitted:

9 Dated: December 31, 2013

GAYLE M. BLATT
CASEY GERRY SCHENK
FRANCAVILLA BLATT &
PENFIELD, LLP

11
12 By: /s/ Gayle M. Blatt
Gayle M. Blatt
13 Plaintiffs' Co-Liaison Counsel

14
15 Dated: December 31, 2013

MICHAEL S. BERG
LAW OFFICES OF MICHAEL S.
BERG

17
18 By: /s/ Michael S. Berg
Michael S. Berg
19 Plaintiffs' Co-Liaison Counsel

20
21 Dated: December 31, 2013

RYAN L. THOMPSON
WATTS GUERRA LLP

23
24 By: /s/ Ryan L. Thompson
Ryan L. Thompson
25 Plaintiffs' Co-Lead Counsel

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Dated: December 31, 2013

HUNTER J. SHKOLNIK
NAPOLI BERN RIPKA SHKOLNIK

By: /s/ Hunter J. Shkolnik

Hunter J. Shkolnik
Plaintiffs' Co-Lead Counsel

Dated: December 31, 2013

TOR A. HOERMAN
JACOB W. PLATTENBERGER
TORHOERMAN LAW LLC

By: /s/ Tor A. Hoerman

Tor A. Hoerman
Plaintiffs' Co-Lead Counsel

Dated: December 31, 2013

THOMAS J. PREUSS
WAGSTAFF & CARTMELL LLP

By: /s/ Thomas J. Preuss

Thomas J. Preuss
Plaintiffs' Counsel

EXHIBIT A

1. The identity of Merck's employees responsible for the conduct of Merck's preclinical and clinical studies in the development programs of Januvia and Janumet.
2. The general organizational structure of Merck's clinical research department related to Januvia and Janumet.
3. Protocol names and numbers for Merck's preclinical and clinical studies in the development program of Januvia and Janumet.
4. General policies and procedures for maintaining final study reports and adverse event reports from Merck's clinical studies in the development program of Januvia and Janumet, including identifying the primary databases used to store said materials.

Gayle M. Blatt, Esq.
CASEY GERRY SCHENK
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San Diego, CA 92101
(619) 238-1811 / (619) 544-9232 fax
Plaintiffs' Liaison Counsel

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA**

In re: INCRETIN BASED THERAPIES PRODUCTS LIABILITY LITIGATION

Case Number: 13-MD-02452-AJB MDD

I am employed in the County of San Diego, State of California. I am over the age of eighteen (18) years and not a party to the within action; my business address is: 110 Laurel Street, San Diego, CA, 92101.

On December 31, 2013, I caused to be served the following document(s):
**PLAINTIFFS' NOTICE OF INTENTION TO TAKE THE
ORAL/VIDEOTAPED DEPOSITION PURSUANT TO FED. R. CIV. P.
30(b)(6)** on the interested parties in this action addressed as follows:

[X] **(BY PERSONAL SERVICE)** I placed a true copy of said document(s) in a sealed envelope(s) and caused such envelope(s) to be delivered by hand to the offices of the addressee(s).

Vickie E. Turner, Esq.
Wilson Turner Kosmo LLP
550 West C Street, Suite 1050
San Diego, CA 92101
Attorneys for Merck Sharp & Dohme Corp.

[X] **(BY REGULAR MAIL)** I placed a true copy of said document(s) in a sealed envelope(s) and caused such envelope(s) to be deposited in the United States mail at San Diego, California, with postage thereon fully prepaid. I am readily familiar with the firm's practice of collection and processing correspondence for mailing. It is deposited with the United States Postal Service each day and that practice was followed in the

ordinary course of business for the service herein attested to.

Douglas R. Marvin, Esq.
Williams & Connolly LLP
725 Twelfth Street, N.W.
Washington, DC 20005-5901
Attorneys for Merck Sharp & Dohme Corp.

Loren H. Brown, Esq.
DLA Piper LLP (US)
1251 Avenue of the Americas
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Los Angeles, CA 90071
Attorneys for Amylin Pharmaceuticals, LLC

Nina M. Gossack, Esq.
Pepper Hamilton, LLP
3000 Two Logan Square
Eighteenth and Arch Streets
Philadelphia, PA 19103-2799
Attorneys for Eli Lilly and Company

I declare under penalty of perjury that the above is true and correct. Executed on
December 31, 2013, at San Diego, California.



Steve Leonard